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Attorneys for Defendants Katanga Mining Limited, Johnny Blizzard, Jacques Lubbe, Matthew Colwill, Liam Gallagher, and Tim Henderson

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

CHARLES DAVIS, BART PANESSA, and
JEFFREY NIEMEIER, Individually and On
Behalf of All Others Similarly Situated,

Plaintiffs,

v.

KATANGA MINING LIMITED, JOHNNY
BLIZZARD, JACQUES LUBBE,
MATTHEW COLWILL, ARISTOTELIS
MISTAKIDIS, LIAM GALLAGHER, TIM
HENDERSON, IVAN GLASENBERG,
AND GLENCORE PLC,

Defendants.

Case No. 17-CV-12188

**DEFENDANTS KATANGA
MINING LIMITED, JOHNNY
BLIZZARD, JACQUES
LUBBE, MATTHEW
COLWILL, LIAM
GALLAGHER, AND TIM
HENDERSON'S NOTICE OF
MOTION TO DISMISS THE
AMENDED COMPLAINT**

**ORAL ARGUMENT
REQUESTED**

PLEASE TAKE NOTICE that, on a date and time to be set by the Court, Defendants Katanga Mining Limited, Johnny Blizzard, Matthew Colwill, Jacques Lubbe, Liam Gallagher, and Tim Henderson, will move before the

Honorable Claire C. Cecchi, U.S.D.J., at the United States District Court for the District of New Jersey, 50 Walnut Street, Newark, New Jersey, for entry of an Order dismissing Plaintiffs' Corrected First Amended Class Action Complaint (Dkt. 71) as to the foregoing Defendants in its entirety and with prejudice; and

PLEASE TAKE FURTHER NOTICE that, in support of this motion, the Defendants will rely upon the accompanying Memorandum of Law in support of the Motion, the Declaration of Richard A. Rosen, Esq. with exhibits, and the Declarations of Katanga Mining Limited, Johnny Blizzard, Matthew Colwill, Jacques Lubbe, Liam Gallagher, and Tim Henderson in support of the Motion.

Respectfully submitted,

**HARTMANN DOHERTY ROSA
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Dated: July 31, 2020